

00/06/00
U.S. PTO

FORM 17-1

17-3

#2
12 July 2000
R. Tally

JC675 U.S. PTO
09/478849
01/06/00

Practitioner's Docket No. CIC-037 US

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Date: 6 January, 2000

Assistant Commissioner for Patents
Washington, D.C. 20231

REISSUE APPLICATION TRANSMITTAL

Transmitted herewith is the application for reissue of U.S.

Utility Patent Plant Patent Design Patent

No. 5,706,137 issued on Jan. 6, 1998

Inventor(s): Shawn L. Kelly

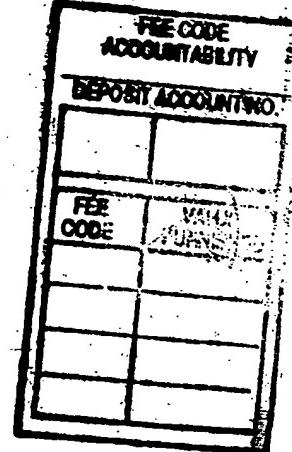
Title: WIDE FIELD OF VIEW IMAGING SYSTEM

Enclosed are the following:

1. Specification, claim(s) and drawing(s) (37 C.F.R. § 1.173)

- (a) 9 page(s) of specification
 10 page(s) of claims
 1 page(s) of abstract

NOTE: This must include the entire specification and claims of the patent, with the matter to be omitted by reissue enclosed in square brackets. Any additions made by the reissue must be underlined, so that the old and new specifications and claims may be readily compared. Claims should not be renumbered. The numbering of claims added by reissue should follow the number of the highest numbered patent claim. No new matter shall be introduced into the specification. (37 C.F.R. § 1.173).



CERTIFICATION UNDER 37 C.F.R. § 1.10*

(Express Mail label number is mandatory.)

(Express Mail certification is optional.)

I hereby certify that this Reissue Application Transmittal and the documents referred to as enclosed therein are being deposited with the United States Postal Service on this date January 6, 2000, in an envelope as "Express Mail Post Office to Addressee," mailing Label Number EL525906939US addressed to the: Assistant Commissioner for Patents, Washington, D.C. 20231.

Patricia A. Terrell
(type or print name of person mailing paper)

Patricia A. Terrell

Signature of person mailing paper

WARNING: Certificate of mailing (first class) or facsimile transmission procedures of 37 C.F.R. § 1.8 cannot be used to obtain a date of mailing or transmission for this correspondence.

***WARNING:** Each paper or fee filed by "Express Mail" must have the number of the "Express Mail" mailing label placed thereon prior to mailing. 37 C.F.R. § 1.10(b).

"Since the filing of correspondence under § 1.10 without the Express Mail mailing label thereon is an oversight that can be avoided by the exercise of reasonable care, requests for waiver of this requirement will not be granted on petition." Notice of Oct. 24, 1996, 60 Fed. Reg. 56,439, at 56,442.

(b) _____ sheet(s) of drawing (drawings amended)

- Formal
- Informal

NOTE: "Amendments which can be made in a reissue drawing, that is, changes from the drawing of the patent, are restricted." 37 C.F.R. § 1.174(b).

- No changes in the drawings, upon which the original patent was issued, are to be made. Therefore, in accordance with 37 C.F.R. § 1.174(a), please find attached, in the size required for original drawings:
 - a copy of the printed drawings of the patent.
 - a photoprint of the original drawings.
- A letter requesting transfer of the drawings from the original patent file to this reissue application is attached.

2. Declaration and power of attorney

- 6 pages of declaration and power of attorney

3. Preliminary amendment

(check, if applicable)

- Attached

4. Offer to surrender the original letters patent in accordance with 37 C.F.R. § 1.178
is attached.

- Offer to surrender is by the inventor
 - along with assent of assignee.
- Offer to surrender is by the assignee of the entire interest (and the reissue application does not seek to enlarge the claims of the original patent).

5. Letters patent

- Original letters patent are attached.
- Declaration that original letters patent lost or inaccessible is attached.
- A copy of the original printed patent is attached.

NOTE: "The application may be accepted for examination in the absence of the original patent or the declaration but one or the other must be supplied before the case is allowed." 37 C.F.R. § 1.178.

NOTE: "Where the original patent grant is not submitted with the reissue application as filed, patentee should include a copy of the printed original patent. Presence of a copy of the original patent is useful for the calculation of the reissue filing fee and for the verification of other identifying data." M.P.E.P., § 11416, 7th ed.

NOTE: "If a reissue be refused, the original patent will be returned to applicant upon his request." 37 C.F.R. § 1.178.

(Reissue Application Transmittal [17-1]—page 2 of 6)

6. Petition to proceed without assignee's assent

Attached hereto is a "PETITION TO PROCEED WITH REISSUE APPLICATION WITHOUT ASSIGNEE'S ASSENT".

A. The fee payment is authorized in the attached:

"REISSUE APPLICATION TRANSMITTAL" Form

"COMPLETION OF FILING REQUIREMENTS — REISSUE APPLICATION" Form.

B. Payment is authorized below.

7. Information Disclosure Statement

Attached

Copies of the IDS citation(s) is/are attached.

8. Priority—35 U.S.C. § 119

Priority of application Application No. 0 / _____, filed on _____, in _____ is claimed under 35 U.S.C. § 119.
Country

The certified copy has been filed in prior application Application No. 0 / _____ filed on _____

9. Basic Filing Fee Calculation (37 C.F.R. § 1.16(h), (l) and (l))

CLAIMS AS FILED				
Number Filed	Number Extra	Rate	Basic Fee (37 C.F.R. 1.16(h))	
			\$760.00	
Total Claims (37 C.F.R. § 1.16(l)) 75	— 20 (and also in excess of total claims in patent)	X \$18.00	702.	
Independent Claims 37 C.F.R. § 1.16(l)) 10	—(number of independent claims in patent)	X \$78.00	990.	
	Filing fee Calculation		\$ 2452.00	

NOTE: Multiple dependent claims are treated as ordinary claims for fee purposes. 37 C.F.R. § 1.16(l).

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10. Small Entity Status (if applicable)

NOTE: A new statement is required for the reissue, even if one has been filed in the original patent. 37 C.F.R. § 1.27(a).

WARNING: "Small entity status must not be established when the person or persons signing the . . . statement can unequivocally make the required self-certification." M.P.E.P. § 509.03, 6th ed., rev. 2; July 1996 (emphasis added).

- A statement that this filing is by a small entity is
 attached.

Filing Fee Calculation (50% of above) \$ 1226.

NOTE: If a statement is filed within 2 months of the date of timely payment of a fee, then the excess fee paid will be refunded on request. 37 C.F.R. § 1.28(a). Effective April 1, 1984.

11. Additional Fee Payments

- Payment is being made for "PETITION TO PROCEED WITH REISSUE APPLICATION WITHOUT ASSIGNEE" (37 C.F.R. § 1.17(h)) \$130.00

12. Total Fees Due

Filing Fee	\$ 1226.
Petition fee	\$ _____
Total Fees Due	\$ 1226.

13. Method Of Payment of Fees

- Enclosed is a check in the amount of \$ 1226.00.
 Charge Account No. _____ in the amount of \$.
A duplicate of this request is attached.

NOTE: Fees should be itemized in such a manner that it is clear for which purpose the fees are paid. 37 C.F.R. § 1.22(b).

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14. Authorization To Charge Additional Fees

WARNING: If no fees are to be paid on filing, the following items should not be completed.

WARNING: Accurately count claims, especially multiple dependent claims, to avoid unexpected high charges, if extra claim charges are authorized.

- The Commissioner is hereby authorized to charge any deficiencies or credit any by this paper and during the entire pendency of this application to Account No. 12-2490:
- 37 C.F.R. § 1.16(a), (f) or (g) (filing fees)
 - 37 C.F.R. § 1.16(b), (c) and (d) (presentation of extra claims)

NOTE: Because additional fees for excess or multiple dependent claims not paid on filing or on later presentation must only be paid on these claims cancelled by amendment prior to the expiration of the time period set for response by the PTO in any notice of fee deficiency (37 C.F.R. § 1.16(d)), it might be best not to authorize the PTO to charge additional claim fees, except possibly when dealing with amendments after final action.

- 37 C.F.R. § 1.16(e) (surcharge for filing the basic filing fee and/or declaration on a date later than the filing date of the application)
- 37 C.F.R. § 1.17(a)(1)-(5) (extension fees pursuant to § 1.136(a)).
- 37 C.F.R. § 1.17 (application processing fees)

NOTE: "A written request may be submitted in an application that is an authorization to treat any concurrent or future reply, requiring a petition for an extension of time under this paragraph for its timely submission, as incorporating a petition for extension of time for the appropriate length of time. An authorization to charge all required fees, fees under § 1.17, or all required extension of time fees will be treated as a constructive petition for an extension of time in any concurrent or future reply requiring a petition for an extension of time under this paragraph for its timely submission. Submission of the fee set forth in § 1.17(a) will also be treated as a constructive petition for an extension of time in any concurrent reply requiring a petition for an extension of time under this paragraph for its timely submission." 37 C.F.R. § 1.136(a)(3).

NOTE: "Amounts of twenty-five dollars or less will not be returned unless specifically requested within a reasonable time, nor will the payer be notified of such amounts; amounts over twenty-five dollars may be returned by check or, if requested, by credit to a deposit account." 37 C.F.R. § 1.26(a).

- 37 C.F.R. § 1.18 (issue fee at or before mailing of Notice of Allowance, pursuant to 37 C.F.R. § 1.311(b))

NOTE: Where an authorization to charge the issue fee to a deposit account has been filed before the mailing of a Notice of Allowance, the issue fee will be automatically charged to the deposit account at the time of mailing the notice of allowance. 37 C.F.R. § 1.311(b).

NOTE: See 37 C.F.R. § 1.28.

15. Additional Enclosures

Reg. No.: 41,630


SIGNATURE OF PRACTITIONER

Tel. No.: (248) 645-5200

Alexander P. Brackett

(type or print name of practitioner)

Customer No.:

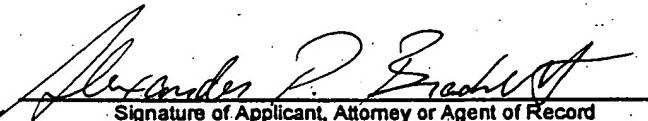
3883 Telegraph Road, Suite 207

P.O. Address

Bloomfield Hills, MI 48302-1476

(Reissue Application Transmittal [17-1]—page 6 of 6)

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

REISSUE APPLICATION FEE TRANSMITTAL FORM				Docket Number (Optional) CIC-037 US			
Claims as Filed - Part 1							
Claims in Patent	For	Number Filed in Reissue Application	(3) Number Extra	Small Entity		Other than a Small Entity	
				Rate	Fee	Rate	Fee
(A) 9 (C) 1	Total Claims (37 CFR 1.16(l)) Independent Claims (37 CFR 1.16(l))	(B) 75 (D) 10	55 = x \$ 9 = 495 9 = x \$ 39 = 351	or x \$ =			
				Basic Fee (37 CFR 1.16(h))	\$ 380		\$
				Total Filing Fee	\$ 1226 OR		\$
Claims as Amended - Part 2							
	(1) Claims Remaining After Amendment	(2) Highest Number Previously Paid For	(3) Extra Claims Present	Small Entity		Other than a Small Entity	
				Rate	Fee	Rate	Fee
Total Claims (37 CFR 1.16(l))	***	MINUS **	= x \$ =	or x \$ =			
Independent Claims (37 CFR 1.16(l))	***	MINUS ****	= x \$ =	x \$ =			
				Total Additional Fee	\$	OR	\$
<ul style="list-style-type: none"> * If the entry in (D) is less than the entry in (C), Write "0" in column 3. ** If the "Highest Number of Total Claims Previously Paid For" is less than 20, Write "20" in this space. *** After any cancellation of claims **** If "A" is greater than 20, use (B-A); if "A" is 20 or less, use (B-20). ***** "Highest Number of Independent Claims Previously Paid For" or Number of Independent Claims in Patent (C). 							
<p><input type="checkbox"/> Please charge Deposit Account No. _____ in the amount of _____. A duplicate copy of this sheet is enclosed.</p> <p><input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees under 37 CFR 1.16 or 1.17 which may be required, or credit any overpayment to Deposit Account No. <u>12-2490</u>. A duplicate copy of this sheet is enclosed.</p> <p><input checked="" type="checkbox"/> A check in the amount of \$ <u>1226.00</u> to cover the filing / additional fee is enclosed.</p>							
<u>01/06/00</u> Date		 Signature of Applicant, Attorney or Agent of Record					
Alexander P. Brackett Typed or printed name							

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

Practitioner's Docket No. CIC-037 US

PATENT

**REQUEST FOR TRANSFER OF DRAWINGS FROM ORIGINAL PATENT
TO REISSUE APPLICATION**

Please transfer the drawings from original patent, 5,706,137, filed on
Aug. 2, 1994, for the invention entitled Wide Field of View
Imaging System

to the reissue application, the specification of which:

- is attached hereto.
 was filed on _____, as reissue application number /



Alexander P. Brackett
Signature of practitioner

Date: 6 Jan., 2000

Alexander P. Brackett

(type or print name of practitioner)

Reg. No.: 41,630

3883 Telegraph Road, Suite 207

P.O. Address

Tel. No. 248-645-5200

Bloomfield Hills, MI 48302-1476

Customer No.:

PTO/SB/53 (12-97)

Approved for use through 9/30/00. GMB 0851-0033

Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no person is required to respond to a collection of information unless it displays a valid OMB control number.

**REISSUE APPLICATION BY THE INVENTOR,
OFFER TO SURRENDER PATENT**

Docket Number (Optional)

CIC-037 US

This is part of the application for a reissue patent based on the original patent identified below.

Name of Patentee(s)

Shawn L. Kelly

Patent Number

5,706,137

Date Patent Issued

Jan. 6, 1998

Title of Invention

Wide Field of View Imaging System

I am the inventor of the original patent.

I offer to surrender the original patent.

1. Filed herein is a certificate under 37 CFR 3.73(b).
2. Ownership of the patent is in the inventor(s), and no assignment of the patent has been made.

One of boxes 1 or 2 above must be checked.

The written consent of all assignees owning an undivided interest in the original patent is included in this application for reissue.

Signature

M.L.K.

Date

1/6/00

Typed or printed name

Shawn L. Kelly

The assignee owning an undivided interest in said original patent is _____
and the assignee consents to the accompanying application for reissue.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application, any patent issued thereon, or any patent to which this declaration is directed.

Name of assignee

Signature of person signing for assignee

Date

Typed or printed name and title of person signing for assignee

Burden Hour Statement: This form is estimated to take 0.1 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

(Reissue Application by the Inventor — Offer to Surrender Patent (PTO/SB/53) [17-2.1]—page 1 of 1)